THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

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DATED: 28-09-2005

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WRIT PETITION No.19542 OF 2005

Between:

Mullah Taher Ali . . .Petitioner

And

The Registrar, NTR University of Health Sciences,

Vijayawada, Krishna District. . . .Respondents

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

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WRIT PETITION No.19542 OF 2005

O R D E R:

The petitioner is a student of B.U.M.S. Course. He appeared in the final year examinations held in April/May, 2005. He was declared pass in all the papers except Surgery Papers 'A' and 'B'. He applied for retotalling of the marks. The University authorities considered his application and found that there is no change even after retotalling. The petitioner was also permitted to peruse the answer script.

On perusing the answer script, the petitioner opined that answers to two bits, question No.6 in Paper 'A' and question No.3 in Paper 'B', were not awarded

any marks at all. Therefore, he applied for revaluation. The respondent rejected the application on the ground that there is no provision for revaluation. This writ petition is filed seeking directions to the respondent to get the said answer scripts valued.

When the writ petition came up for admission on 05-09-2005, this Court directed the learned Standing Counsel for the respondent to produce the answer scripts. Since they were in Urdu, they were got verified through an Urdu knowing Advocate. It was found that though marking was done as regards the answers referred to above, independent marks were not allotted. However, the tables in both the answer scripts depicted that the marks were awarded to all the questions attempted by the petitioner.

With a view to dispel the doubt of the petitioner, the respondent was directed to call for the remarks from the Examiner, who valued the answer scripts, drawing his attention to the questions referred to above. Accordingly, the answer scripts were sent to the Examiner concerned. Remarks were furnished through a communication dated 22-09-2005 to the effect that the Examiner had verified the entire answer scripts and stated that he awarded marks to all the answers contained in the answer scripts.

Though the learned counsel for the petitioner made submissions to the effect that the answer scripts do not disclose that the marks have been awarded, this Court cannot go further, than taking the views expressed by the Examiner concerned. Admittedly, there is no provision for revaluation of the answer scripts for the B.U.M.S. Course. At any rate, the doubt expressed by the petitioner as to the awarding of marks to the answers contained in the answer scripts virtually stands dispelled. This Court does not find any basis to grant any relief to the petitioner.

The writ petition is accordingly dismissed.

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(L.NARASIMHA REDDY, J)

28th SEPTEMBER, 2005.

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